

E-filed 2/27/08

NOT FOR CITATION
IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ROBERT MCCARTHY,

Case No. C07-05859 HRL

Plaintiff,

v.

CLERK'S NOTICE

W2005 NEW CENTURY HOTEL
PORTFOLIO, LP,

Re: 2/22/08 Court Notice

Defendant.

The court issued a letter notifying the parties that this case was proceeding before a Magistrate Judge and that the court had yet to receive consent to Magistrate Jurisdiction from both parties. The letter also indicated that a Case Management Conference (CMC) was set for March 11, 2008.

PLEASE TAKE NOTICE THAT the reference to the CMC was incorrect. **There is no CMC currently set in this case.** However, if the parties wish to proceed before Magistrate Judge Howard R. Lloyd, than Plaintiff should file and serve a Consent to Proceed Before a U.S. Magistrate Judge **by March 4, 2008.** Otherwise, the case will be randomly reassigned to a United States District Judge.

Dated: 2/27/08

/s/ KRO
Chambers of Magistrate Judge Howard R. Lloyd

THIS IS TO CERTIFY THAT A COPY OF THIS NOTICE WILL BE SENT TO:

Kathleen E. Finnerty Finnertyk@gtlaw.com, BrownSh@gtlaw.com, gordo@gtlaw.com

David C. Wakefield DavidWakefield@PinnockWakefieldLaw.com,
AngelaPayne@PinnockWakefieldLaw.com

Dated: 2/27/08

/s/ KRO

Chambers of Magistrate Judge Howard R. Lloyd